

THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
December 3, 2012

A meeting of the Board of Examiners of Psychology was held on December 3, 2012 at the Office of Occupations and Professions in Frankfort, KY.

MEMBERS PRESENT

Eva R. Markham, Ed.D. Chair
Owen Nichols, Psy.D. Vice-Chair
Sally Brenzel, Psy.D.
Melissa Hall, M.S.
Stanley Bittman, Ph.D.
William G. Elder, Ph.D.
Thomas W. Miller, Ph.D.
Danette Morton-Page, M.A.

OCCUPATIONS AND PROFESSIONS STAFF

Robin Vick, Board Administrator
Susan Ellis, Operations section Supervisor

OTHERS PRESENT

Ryan Halloran, Assistant Attorney General
Lisa Willner Ph.D., Kentucky Psychological Association
Martha Wetter, Ph.D.

MEMBERS ABSENT

Paula Glasford

A meeting of the Kentucky Board of Examiners of Psychology, Complaint Committee, was called to order at 8:30 a.m., Monday, December 3, 2012 at the Office of Occupations and Professions in Frankfort, KY.

A motion was made by Dr. Brenzel to go into closed session for the Complaint Screening Committee per KRS 61.810 (1)(c) and (j), seconded by Ms. Hall. A motion was made by Dr. Brenzel to come out of closed session, seconded by Ms. Hall. The committee meeting adjourned at 10:00 a.m.

CALL TO ORDER

Dr. Markham, Chair, called the meeting to order at 10:00 a.m. on December 3, 2012.

MINUTES

The minutes of the November 2012 meeting were called to the attention of the Board. A motion was made by Dr. Miller to approve the minutes as amended. The motion, seconded by Dr. Nichols, carried.

MONTHLY FINANCIAL REPORT & LEGAL FEES

Ms. Ellis attended the meetings to discuss the financial report with the Board and address any questions they had about the report. The financial reports ending November 2012 and legal fees for October 2012 were presented to the Board. Dr. Elder wanted noted that on the financial statement, he had not been paid twice, there was a mistake and the incorrect person had been reimbursed instead of him. A motion was made by Dr. Miller to accept the financial statement and legal fees. The motion, seconded by Dr. Bittman, carried.

O & P REPORT

None

LEGAL MATTERS

Mr. Demoisey addressed the Board to discuss Case 00-05. Mr. Demoisey requested that the Board vacate and drop Case 00-05 and also suggested mediation as settlement. A motion was made by Dr. Nichols to go into closed session to discuss pending litigation per KRS 61.810 (1)(c) and (j), seconded by Dr. Miller. A motion was made by Dr. Nichols to come out of closed session, seconded by Ms. Morton-Page. A motion was made by Dr. Miller to take the request under submission until the summary judgment ruling in court. The motion, seconded by Dr. Nichols, carried.

COMPLAINTS SCREENING COMMITTEE

- Case 00-05 – Ongoing.
- Case 03-12 and 06-05 – On-going.
- Case 10-19 – Ongoing.
- Case 10-29 – On-going.
- Case 11-08 – On-going.
- Case 11-15 – On-going.
- Case 11-16 – Ongoing.
- Case 11-18 – Ongoing.
- Case 11-19 – Ongoing.
- Case 11-20- Ongoing.
- Case 12-04 – On-going. Ms. Hall recused herself from the room during the Complaint Screening Committee and the Board meeting as they discussed the case.
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- Case 12-07 – Ongoing.
- Case 12-08 – Ongoing.
- Case 12-08 A- A motion was made by the Complaints Screening Committee to investigate. The motion, seconded by Dr. Elder, carried.
- Case 12-10 – On-going.
- Case 12-10A – On-going.
- Case 12-12 – Ongoing.
- Case 12-13 – Ongoing.
- Case 12-14 – Ongoing. Dr. Brenzel recused herself from the room during the Complaints Screening Committee and the Board meeting as they discussed the case.
- Case 12-16 – Ongoing.
- Case 12-17 – A motion was made by the Complaints Screening Committee to dismiss. The motion, seconded by Dr. Elder, carried. Dr. Brenzel recused herself from the room during the Complaints Screening Committee and the Board meeting as they discussed the case.
- Case 12-19 – A motion was by the Complaints Screening Committee to dismiss. The motion, seconded by Dr. Nichols, carried.

The members of the Complaints Screening Committee recused from voting on the above recommendations of the Committee.

COMMITTEE REPORTS

Supervision Committee – Dr. Elder discussed a report from a supervisor about interactive video supervision being successful. Dr. Elder recommended that an article could be written over the success of interactive video supervision. Dr. Nichols discussed that three complaints are being prepared to be presented to the Complaints Screening Committee.

Continuing Education Committee – Dr. Miller reported continuing education courses submitted.

Credentials Review Committee – Board discussed Supervision Committee reviewing the temporary licensee supervision documents.

Examination Committee – Ms. Hall reported the status of the exam on the 14th.

Disciplined Psychologists Reports – Dr. Elder reports the disciplined psychologists are in good standing.

EXPIRED LICENSURE REPORT

There were six expired license for the month of July 2012 and five for the month of August 2012. A motion was made by Dr. Miller to send a certified letter to these licensees advising them that their license has expired and that they must cease practice. The motion, seconded by Dr. Nichols, carried. Dr. Brenzel abstained.

OLD BUSINESS

Written Exam Analysis – Dr. Markham discussed the analysis and will be waiting to get the statistics.

NEW BUSINESS

KPA Representatives – Duty to Warn / Definition of Patient

Dr. Willner addressed the Board with Kentucky Psychological Association's concerns on Duty to Warn. They would like a formal opinion from the Board that can be sent to psychologist across the state that clarify psychologist responsibility of duty to warn and patient clarification. A motion was made by Dr. Nichols that stated the Board's formal opinion of 201 KAR 26:145, if an individual is seen by a licensee in a professional capacity, that person is considered a patient. The motion, seconded by Dr. Miller, carried.

Telepsychology – Resolved

Union College & Practicums – Letter to student stating that the Board cannot regulate and to check accrediting bodies to inform.

PES/ASPPB – A motion made by Dr. Miller for the Board to accept the Profesional Examination Service/ Association of State and Provincial Psychology Boards, Examination of Professional Practice in Psychology contract. The motion, seconded by Dr. Nichols, carried.

Authorized Reporting Agent to the HIPDB – A motion made by Ms. Morton-Page for the Board to accept the contract from Association of State and Provincial Psychology Boards in regards to the Healthcare Integrity and Protection Data Bank. The motion, seconded by Dr. Miller, carried.

Election – A motion was made by Dr. Miller for Dr. Eva Markham to continue to serve as Chair for the Board for the second year. The motion, seconded by Dr. Elder, carried.

CONFLICTS

None.

SCHEDULE NEXT MEETING

The next Board meeting will be held on January 7, 2013 at Occupations and Professions in Frankfort, KY.

TRAVEL AND PER DIEM

A motion was made by Dr. Elder to approve payment of travel expenses and per diem compensation for eligible members attending today's meeting and other board business between meetings. The motion, seconded by Ms. Morton-Page, carried.

ADJOURNMENT

A motion made by Dr. Nichols to adjourn the meeting at 11:55 a.m. The motion, seconded by Dr. Elder, carried.

Eva Markham, Ed.D. Chair